

In re the marriage of:

_____,
PETITIONER (Your Name)

and

_____,
RESPONDENT (Your Spouse's Name)

(Mark only one with an X)

☐ **STATE OF WISCONSIN is NOT a party**
☐ **STATE OF WISCONSIN IS a party**

Petition

No Minor Children

Case # _____

(Mark only one with an X)

☐ **Divorce-40101**
☐ **Legal Separation-40201**

I. I am petitioning the court for relief, and I am giving the following information:

1. My full name, the PETITIONER, is _____
(First) (M.I.) (Last)
My Social Security Number is _____
My Date of Birth is _____, 19____
(Month) (Day) (Year)
My Address is _____, Apt # _____
(Street Address)
_____, (City) (State) (ZIP Code)
I work as a(n) _____
(Job Title)
2. My Spouse's full name, the RESPONDENT, is _____
(First) (M.I.) (Last)
My Spouse's Social Security Number is _____
My Spouse's Date of Birth is _____, 19____
(Month) (Day) (Year)
My Spouse's Address is _____, Apt # _____
(Street Address)
_____, (City) (State) (ZIP Code)
My Spouse works as a(n) _____
(Job title)
3. My spouse and I were married on _____
(Month) (Day) (Year).
We were married in _____
(City) (State)

4. ☐ My spouse and I did not have any children together during our relationship or marriage. My spouse and I did not adopt any children while we were married. To the best of my knowledge the wife is not currently pregnant. **(If any of these statements are *not true*, you must complete the forms labeled Divorce with Minor Children.)**
5. Mark only one with an **X**.
☐ **BOTH PARTIES** ☐ **I, the PETITIONER,** ☐ **My spouse, the RESPONDENT,** have/has lived in Waukesha County for more than thirty (30) days before the filing of this case.
6. Mark only one with an **X**.
☐ **BOTH PARTIES** ☐ **I, the PETITIONER,** ☐ **My spouse, the RESPONDENT,** have/has lived in the State of Wisconsin for more than six (6) months before the filing of this case.
7. ☐ **The marriage is irretrievably broken.**
☐ The marriage is broken. I am filing for a Legal Separation because: _____

8. Mark all that apply with an **X**.
☐ My spouse and I have never before filed for divorce or legal separation from each other in Wisconsin or any other state.
☐ I, the PETITIONER, have filed for divorce from this marriage before.
I filed for divorce in _____, _____
(City) (State)
The case number was _____
The case was dismissed on _____
(Month) (Day) (Year)
☐ My spouse, the RESPONDENT, has filed for divorce from this marriage before.
My spouse filed for divorce in _____, _____
(City) (State)
The case number was _____
The case was dismissed on _____
(Month) (Day) (Year)
9. Mark all that apply with an **X**. **If you do not know the answer, write "unknown".**
☐ NEITHER I, nor my spouse, have been married before to each other or anyone else.
☐ I, the PETITIONER, was married before to _____
(Name)
The marriage was terminated by ☐ Divorce ☐ Annulment ☐ Death
Date of divorce, annulment, or death _____
(Month) (Day) (Year)
The divorce was granted in _____, _____
(City or County) (State)

☐ My spouse, the RESPONDENT, was married before to _____
(Name)
The marriage was terminated by ☐ Divorce ☐ Annulment ☐ Death
Date of divorce, annulment, or death _____
(Month) (Day) (Year)
The divorce was granted in _____
(City or County) (State)

Do you have any additional marriages to report?

☐ No ☐ Yes (Report additional marriages on page 5 and then return to paragraph #10)

10. According to Wisconsin Statute 840.10, the court will need to confirm or change the ownership of all real estate owned by you and/or your spouse: List addresses of all real estate (house, lot, hunting cabin, vacant land, timeshare, etc.). If you do not own real estate, write **NA** on the line below. (Use a separate page to report additional real estate)

(Street Address) (City) (State) (ZIP Code)

(Street Address) (City) (State) (ZIP Code)

☐ Additional real estate to report.

11. Mark only one with an **X**.

☐ **We have** ☐ **We do not have** any written agreement that relates to maintenance of either party or property division. **If there is a written agreement, attach a copy.**

II. I, THE PETITIONER, REQUEST THE FOLLOWING FROM THE COURT:

A. (Mark only one in Section A with an X)

☐ Divorce
☐ Legal Separation

B. (Mark all that apply in Section B with an X)

☐ A division of our property
☐ My spouse to pay maintenance
☐ My spouse to pay an appropriate amount of my attorney's fees
☐ Other remedies I may be entitled to
☐ Restoration of my name to one I have used before

RESTRAINING ORDER

IT IS THE ORDER OF THE COURT THAT, according to sec. 767.087, Stats., neither I nor my spouse can participate in any of the following activities while this divorce is pending, and if either does, we may be held in contempt of court.

1. Harassing, intimidating, physically abusing, or imposing any restraint on the personal liberty of the other party.
2. Encumbering, concealing, damaging, destroying, transferring, or in any other way disposing of property owned by either or both of the parties, without the consent of the other party or an order of the court or the Family Court Commissioner, except in the usual course of business, in order to secure necessities or in order to pay reasonable costs and expenses of the action, including attorney fees.

These **RESTRAINING ORDERS** apply until the action is dismissed, a final judgment in the action is entered, or the court orders otherwise.

A VIOLATION OF THE RESTRAINING ORDERS MAY RESULT IN PUNISHMENT FOR CONTEMPT, WHICH MAY INCLUDE MONETARY PENALTIES, IMPRISONMENT, AND OTHER SANCTIONS AS PROVIDED FOR IN SEC. 785.04, STATS.

Dated this _____ day of _____, 20____.
(Day) (Month) (Year)

Signature of PETITIONER appearing pro se (without an attorney)

ADDITIONAL MARRIAGES

PETITIONER

- ☐ I, the PETITIONER, was married before to _____
The marriage was terminated by ☐ Divorce ☐ Annulment ☐ Death
Date of divorce, annulment, or death _____,
The divorce was granted in _____,
(City or County) (State)
- ☐ I, the PETITIONER, was married before to _____
The marriage was terminated by ☐ Divorce ☐ Annulment ☐ Death
Date of divorce, annulment, or death _____,
The divorce was granted in _____,
(City or County) (State)
- ☐ I, the PETITIONER, was married before to _____
The marriage was terminated by ☐ Divorce ☐ Annulment ☐ Death
Date of divorce, annulment, or death _____,
The divorce was granted in _____,
(City or County) (State)

RESPONDENT

- ☐ My spouse, the RESPONDENT, was married before to _____
The marriage was terminated by ☐ Divorce ☐ Annulment ☐ Death
Date of divorce, annulment, or death _____,
The divorce was granted in _____,
(City or County) (State)
- ☐ My spouse, the RESPONDENT, was married before to _____
The marriage was terminated by ☐ Divorce ☐ Annulment ☐ Death
Date of divorce, annulment, or death _____,
The divorce was granted in _____,
(City or County) (State)
- ☐ My spouse, the RESPONDENT, was married before to _____
The marriage was terminated by ☐ Divorce ☐ Annulment ☐ Death
Date of divorce, annulment, or death _____,
The divorce was granted in _____,
(City or County) (State)

Continue on page 3, paragraph #10